

Marlene Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**Re: EB Docket 06-36**  
**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

Date filed: **February 28, 2009**

Name of company covered by this certification: **Liberty Cablevision of Puerto Rico, Ltd.**

Form 499 Filer ID: **825990**

Name of signatory: **John Conrad, Esq.**

Title of signatory: **In-house Counsel / Regulatory Compliance Officer**

I, John Conrad, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See* 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules (see attached Accompanying Statement).

The company has not taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI. If affirmative: N/A

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI (number of customer complaints a company has received related to unauthorized access to CPNI, or unauthorized disclosure of CPNI, broken down by category or complaint, *e.g.*, instances of improper access by employees, instances of improper disclosure to individuals not authorized to receive the information, or instances of improper access to online information by individuals not authorized to view the information). If affirmative: N/A



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attachment

c: Enforcement Bureau, Telecommunications Consumers Division  
Best Copy & Printing, Inc.

ACCOMPANYING STATEMENT TO  
Annual 47 C.F.R. § 64.2009(e) CPNI Certification  
For the period of January 1<sup>st</sup> until December 31<sup>st</sup>, 2008

EB Docket 06-36

Liberty Cablevision of Puerto Rico, Ltd. (hereinafter LCPR), has established adequate procedures to ensure that it is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Federal Communications Commission's rules<sup>1</sup> (hereinafter the Rules). Accordingly, LCPR hereby sets forth the following:

1. LCPR's VoIP wholesale provider, net2phone® Cable Telephony, LLC (hereinafter N2P), uses LCPR customers' CPNI solely in accordance with the CPNI Rules. N2P does not disclose to or otherwise permit the availability of CPNI to third parties, without LCPR's express written consent. N2P's access to LCPR's customers' CPNI is restricted, availing it only to N2P's employees when it is necessary to perform its duties as a wholesale provider permissible under CPNI rules and N2P will immediately notify LCPR of any disclosure to any persons contrary to CPNI Rules.
2. LCPR uses CPNI solely in accordance with the CPNI Rules. LCPR has taken reasonable measures to discover and protect against attempts to gain unauthorized access to CPNI. Customers are properly authenticated prior to disclosing CPNI based on customer-initiated telephone contact, online account access, or an in-store visit.
3. LCPR has designated its In-house Counsel / Regulatory Compliance Officer as the officer or agent with personal knowledge to certify compliance with the CPNI Rules ("LCPR's CPNI agent").
4. LCPR does not disclose to or otherwise permit the availability of CPNI within the Company for marketing purposes.
5. LCPR does not disclose to or otherwise permit the availability of CPNI to joint venture partners, independent contractors or any other third party for marketing purposes.
6. LCPR has approved and trained its Customer Service personnel on its Policy and Procedure for CPNI Protection during customer-initiated telephone account access requests and in-store visits, to effectively protect against pretexting and illegal data brokers. LCPR has established an adequate policy and procedures that require proper training of all Customer Service personnel with regard to when they are and are not authorized to use or disclose CPNI, and all such personnel are required to implement

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<sup>1</sup> As amended by the Report and Order and Further Notice of Proposed Rulemaking, *In the matter of Implementation of the Telecommunications Act of 1996: Telecommunications Carriers' Use of Customer Proprietary Network Information and Other Customer Information*, CC Docket No. 96-115, WC Docket No. 04-36, rel. April 2, 2007.



such policy, subject to an express disciplinary process which can lead to immediate suspension and even termination depending on the gravity of the circumstances involved in the breach. Pursuant to the Rules, the procedures encompass, *inter alia*, the requirements for the setup and changes of Passwords to access CPNI online and through Customer Service. They also encompass the customer notification requirements for changes in the Address of Record pursuant to the Rules.

7. LCPR has established procedures adequate for compliance with the Rules in relation to the establishment of a password and back-up authentication methods for lost or forgotten passwords for access to CPNI, requiring prior authentication without the use of readily available biographical information, or account information. If the customer cannot provide the correct password or the correct response for the back-up customer authentication method, the customer must establish a new password.
8. LCPR has established the procedures to immediately send a carrier-originated notification to the customer pursuant to the Rules, whenever a password, customer response to a back-up means of authentication for lost or forgotten passwords, online account, or address of record is created or changed, and without revealing the changed information.
9. As part of its policy and procedures for CPNI Protection, in regard to any type of administrative (law enforcement) or court subpoena, or under request by any third party (i.e., anyone other than the properly authenticated customer him/herself), without exception, all such CPNI requests are sent to the undersigned LCPR's CPNI agent in the Legal Department for proper action. LCPR's CPNI agent (and back-up personnel) is prepared to adequately act upon valid law enforcement requests, as well as any improper requests, and has knowledge of when a CPNI breach notification to the U.S. Secret Service and the F.B.I. is required, through the CPNI Breach Reporting Facility, and related notice hold requirements under the Rules.